



CITY OF LODI COUNCIL COMMUNICATION

AGENDA TITLE: Adopt Resolution Accepting Improvements at 2 East Tokay Street
MEETING DATE: May 20, 2009
PREPARED BY: Public Works Director

RECOMMENDED ACTION: Adopt a resolution accepting the improvements at 2 East Tokay Street.

BACKGROUND INFORMATION: Improvements at 2 East Tokay Street have been completed by the developer, Bernard C. Kooyman and Donna K. Kooyman as Trustees of the Bernard C. Kooyman and Donna Kundert Kooyman Revocable Living Trust dated January 30, 1995 and Diede Construction, Inc., in substantial conformance with the requirements as approved by City Council on October 1, 2008, and as shown on Drawings No. 008D005-01 through 008D005-12.

The public improvements were installed in conformance with the conditions of approval for a final parcel map which divided an existing parcel into three parcels. The improvements included water, wastewater and storm drain facilities to serve the three parcels and street improvements along the frontage of the project site.

The streets to be accepted are as follows:

Streets	Length in Miles
A corner cutoff at the intersection of School Street and Tokay Street	0.00
Total New Miles of City Streets	0.00

FISCAL IMPACT: Per Item 11, "Warranty Security", of the improvement agreement, the developer's two-year warranty period will begin on the date of Council acceptance. There will be a slight increase in long-term maintenance costs for the public infrastructure improvements.

FUNDING AVAILABLE: Not applicable.


 F. Wally Sandelin
 Public Works Director

Prepared by Wesley K. Fujitani, Senior Civil Engineer
 cc: City Attorney
 Senior Civil Engineer – Development Service
 Streets and Drainage Manager
 Senior Engineering Technician
 Building Official

APPROVED: 
 Blair King, City Manager

RESOLUTION NO. 2009-61

A RESOLUTION OF THE LODI CITY COUNCIL ACCEPTING
IMPROVEMENTS AT 2 EAST TOKAY STREET INCLUDED IN
THE IMPROVEMENT AGREEMENT BETWEEN THE CITY OF
LODI AND BERNARD C. KOOYMAN AND DONNA K. KOOYMAN
AS TRUSTEES OF THE BERNARD C. KOOYMAN AND
DONNA KUNDERT KOOYMAN REVOCABLE TRUST AND
DIEDE CONSTRUCTION, INC.

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The City Council of the City of Lodi finds:

1. That all requirements of the Improvement Agreement between the City of Lodi and Bernard C. Kooyman and Donna K. Kooyman as Trustees of the Bernard C. Kooyman and Donna Kundert Kooyman Revocable Trust dated January 30, 1995, and Diede Construction, Inc., have been substantially complied with. The improvements are shown on Drawing Nos. 008D005-01 through 008D005-12 on file in the Public Works Department and as specifically set forth in the plans and specifications approved by the City Council on October 1, 2008.

2. The streets to be accepted are as follows:

Streets	Length in Miles
A corner cutoff at the intersection of School Street and Tokay Street	0.00
Total New Miles of City Streets	0.00

Dated: May 20, 2009

I hereby certify that Resolution No. 2009-61 was passed and adopted by the City Council of the City of Lodi in a regular meeting held May 20, 2009, by the following vote:

AYES: COUNCIL MEMBERS – Hitchcock, Johnson, Katzakian, Mounce,
and Mayor Hansen

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None


JENNIFER M. PERRIN
Assistant City Clerk

CITY COUNCIL

LARRY D. HANSEN, Mayor
PHIL KATZAKIAN
Mayor Pro Tempore
SUSAN HITCHCOCK
BOB JOHNSON
JOANNE L. MOUNCE

CITY OF LODI

PUBLIC WORKS DEPARTMENT

CITY HALL, 221 WEST PINE STREET
P.O. BOX 3006
LODI, CALIFORNIA 95241-1910
(209) 333-6706
FAX (209) 333-6710
EMAIL pwdept@lodi.gov
<http://www.lodi.gov>

BLAIR KING
City Manager
RANDI JOHL
City Clerk
D. STEPHEN SCHWABAUER
City Attorney
F. WALLY SANDELIN
Public Works Director

May 21, 2009

Bernard C. & Donna K. Kooyman
19317 N. Perryman Road
Lodi, CA 95242

Diede Construction, Inc.
P.O. Box 1007
Woodbridge, CA 95258

SUBJECT: 2 East Tokay Street

The City Council of the City of Lodi, at its meeting on May 20, 2009, accepted the public improvements that were made in the subject project.

Enclosed for your files is a copy of the resolution accepting the public improvements. From the date of the resolution, the City of Lodi will maintain the street and other public improvements installed within rights-of-way and public utility easements as shown on the approved plans.

A copy of this letter will be sent to your bonding agency in order that the bond covering faithful performance can be exonerated. The bond covering labor and materials will have to remain in effect for a period of ninety days from the date of the resolution in conformance with State law.

If you have any questions, please contact Rebecca Areida, Management Analyst, at (209) 333-6800, ext. 2658, or me at (209) 333-6709.



F. Wally Sandelin
Public Works Director

FWS/pmf

Enclosures

cc: Electric Utility Department
Water/Wastewater Division
Street Division
City Clerk
Management Analyst
Travelers Casualty and Surety Company of America

CITY COUNCIL

LARRY D. HANSEN, Mayor
PHIL KATZAKIAN
Mayor Pro Tempore
SUSAN HITCHCOCK
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May 21, 2009

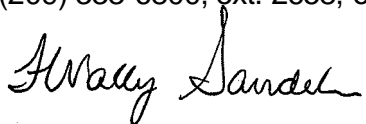
Travelers Casualty and Surety Company of America
Joseph H. Weber, Attorney-in-Fact
John O. Bronson Company
3636 American River Drive
Sacramento, CA 95864

SUBJECT: 2 East Tokay Street

The City Council of the City of Lodi, at its meeting on May 20, 2009, accepted the public improvements in the subject project. A copy of the resolution is enclosed.

This letter is your authorization to exonerate the bond covering faithful performance. The bond covering labor and materials must remain in effect until August 18, 2009, in conformance with the requirements of State law. You will receive no further correspondence regarding the release of the bond for labor and materials unless a claim is filed.

If you have any questions, please contact Rebecca Areida, Management Analyst, at (209) 333-6800, ext. 2658, or me at (209) 333-6709.



F. Wally Sandelin
Public Works Director

FWS/RA/pmf

Enclosures

cc: Bernard C. & Donna K. Kooyman
Diede Construction, Inc.
City Clerk
Management Analyst